

01-04-08

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Binz DeWalch** § Group Art Unit: **1723**
Serial No.: **10/641,378** §
Date Filed: **August 13, 2003** § Examiner: **Kim, Sun U**
Title: **Method and Apparatus for Processing Substances in a Single Container** § Docket No.: **PAT-015 CIPA (was D30473USC2)**
§

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Certificate of Mailing by Express Mail
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail No. EB 373059800 US in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date of signature below.

Signature

Date

EB373059800US

TRANSMITTAL LETTER

Transmitted herewith for filing in the above-identified case are the following documents:

- Response to Final Office Action of July 2, 2007;
- Petition for Three-Month Extension of Time under 37 CFR 1.136(a);
- Fee Transmittal Form (Fee for extension of time for reply within the third month after the shortened statutory period);
- Credit Card Payment Form in the amount of \$525.00 (Extension for reply within the third month after the shortened statutory period); and
- Return postcard.

BEFORE PROCESSING "CREDIT CARD PAYMENT FORM"
PLEASE NOTE THE FOLLOWING:

1. NOTE: Applicant herewith provides the enclosed Petition for Three-Month Extension of Time under 37 CFR 1.136(a) and the respective fees to ensure the following:

- (1) that the above-referenced application remains pending through the Statutory Period as provided in the Final Office Action of July 2, 2007 and;
- (2) to ensure timely filing of a Continuation-In-Part Application (Attorney Docket No. PAT-015 CIP3) filed on January 2, 2008--under separate cover--which claims priority to the above-referenced application.

2. NOTE: Applicant has also filed a Petition for Three-Month Extension of Time in the Continuation-In-Part Application (Attorney Docket No. PAT-015 CIP3) filed on January 2, 2008--under separate cover--in order to ensure that the Petition for Three-Month Extension of Time and respective fees have been timely received by the USPTO.

3. NOTE: Please only make one charge for the Three-Month Extension of Time under the Credit Card Payment Form PTO-2038 in the amount of \$525.00--in the above-referenced application. In addition, please return to Applicant the extra unused Credit Card Payment Form PTO-2038 from either (1) the submission herein or (2) the submission--under separate cover--of the Continuation-In-Part Application (Attorney Docket No. PAT-015 CIP3) filed on January 2, 2008 as appropriate.

4. Applicant respectfully requests that USPTO receipt of the above-mentioned items be confirmed by timely date stamping and returning the postcard enclosed herewith.

5. Additionally, with regard to the fees, it is believed the fees are as per the fee schedule and transmittal and that no other fees are due, however authorization is hereby provided to revise the attached credit card form to provide a corrected fee amount if required for the fees or any other required fees.

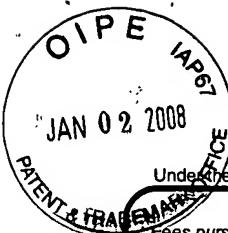
Date: January 2, 2008

Respectfully Submitted,



Application Serial No.: 10/641,378
Exp. Mail No.: EB 373059800 US
Filing Date: January 2, 2008

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ATTORNEY FOR APPLICANT



Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number

Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL For FY 2008

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 525.00)

Complete if Known

Application Number	10/641,378
Filing Date	August 13, 2003
First Named Inventor	Binz DeWalch
Examiner Name	Kim, Sun U
Art Unit	1723
Attorney Docket No.	PAT-015 CIPA

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify): _____

Deposit Account Deposit Account Number: _____ Deposit Account Name: _____

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
 Charge any additional fee(s) or underpayments of fee(s) Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	
Utility	310	155	510	255	210	105	_____
Design	210	105	100	50	130	65	_____
Plant	210	105	310	155	160	80	_____
Reissue	310	155	510	255	620	310	_____
Provisional	210	105	0	0	0	0	_____

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)

Small Entity

Fee (\$)

50 25

Each independent claim over 3 (including Reissues)

210 105

Multiple dependent claims

370 185

Total Claims

Extra Claims

Fee (\$)

Fee Paid (\$)

Multiple Dependent Claims

Fee (\$)

Fee Paid (\$)

- 20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

- 3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$260 (\$130 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets **Extra Sheets** **Number of each additional 50 or fraction thereof** **Fee (\$)** **Fee Paid (\$)**

- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

Other (e.g., late filing surcharge): Three-Month Extension of Time

525

SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 57,028	Telephone 713-861-8993
Name (Print/Type)	Michael A. Evans		Date January 2, 2008

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.